

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

AMY M. WALKER HALE,

Plaintiff,

V.

NANCY A. BERRYHILL, Acting
Commissioner of the Social Security
Administration,

Defendant.

CASE NO. 2:17-cv-00567-JRC

**ORDER ON STIPULATED
MOTION FOR EQUAL ACCESS
TO JUSTICE ACT FEES**

This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local

Magistrate Judge Rule MJR 13 (*see also* Notice of Initial Assignment to a U.S. Magistrate Judge and Consent Form, Dkt. 3; Consent to Proceed Before a United States Magistrate Judge, Dkt. 5).

This matter is before the Court on plaintiff's Stipulated Motion for Attorney Fees (*see* Dkt. 14).

Based on the Equal Access to Justice Act, 28 U.S.C. § 2412, (“EAJA”), the stipulation of the parties (*see* Dkt. 14), the attorney declaration and time and expense itemizations (Dkt. 14, Attachments 2, 3), and the relevant record, it is hereby ORDERED that EAJA attorney’s fees of

1 | \$4,452.18, shall be awarded to plaintiff pursuant to the EAJA and consistent with *Astrue v.*
2 | *Ratliff*, 130 S.Ct. 2521, 2524, 2010 U.S. LEXIS 4763 at ***6-***7 (2010).

3 The Acting Commissioner shall contact the Department of Treasury after the Order for
4 EAJA fees is entered to determine if the EAJA fees are subject to any offset. If it is determined
5 that plaintiff's EAJA fees are not subject to any offset allowed pursuant to the Department of the
6 Treasury's Offset Program, then the check for EAJA fees shall be made payable to Victoria B.
7 Chhagan, Esq., based on plaintiff's assignment of these amounts to plaintiff's attorney (*see*
8 Plaintiff's Declaration Regarding Net Worth and Payment of EAJA Fees, Dkt. 14, Attachment 4;
9 *see also* Attachment 5). If there is an offset, the remainder shall be made payable to plaintiff,
10 based on the practice of the Department of the Treasury (*see, e.g.*, Case No. 2:15-cv-122, Dkt.
11 22, p. 4). Any check for EAJA fees shall be mailed to plaintiff's counsel, Victoria B. Chhagan,
12 Esq., at Douglas, Drachler, McKee & Gilbrough, 1904 Third Avenue, Seattle, WA 98101.

Dated this 27th day of February, 2018.

J. K. Ward (matins)

J. Richard Creature
United States Magistrate Judge